

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

RHOBAR, INC., RHOBAR DEVELOPMENT  
ASSOCIATES, LLC., ACKERLY ASSOCIATES,  
LLC., SILVER HUNTINGTON ENTERPRISES,  
LLC., and SILVER HUNTINGTON REALTY, LLC.,

PLAINTIFF'S RULE 26(a)(2)  
DISCLOSURE

CASE NO.: 07 CIV 6100

Plaintiffs,

-against-

HOWARD SILVER, 2 ON THE AISLE, INC.,  
DAVID A. KAMINSKY & ASSOCIATES, P.C.,  
MARTIN G. DOBIN, ESQ., a/k/a JERRY DOBIN,  
ESQ., and ELLIOT J. HURDY,

Defendants.

DAVID A. KAMINSKY & ASSOCIATES, P.C.,  
MARTIN G. DOBIN, ESQ. a/k/a JERRY DOBIN,  
ESQ. and HOWARD SILVER,

Counterclaimants,

-against-

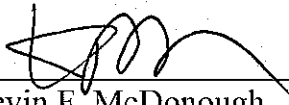
RHOBAR, INC., RHOBAR DEVELOPMENT  
ASSOCIATES, LLC., ACKERLY ASSOCIATES,  
LLC., SILVER HUNTINGTON ENTERPRISES,  
LLC., and SILVER HUNTINGTON REALTY, LLC.,

Counterdefendants.

Plaintiffs, for their Rule 26(a)(2) disclosure states as follows:

1. Plaintiffs intend to call Howard Rittberg, Esq. as an expert witness. Mr. Rittberg is a partner in Levene, Gouldin & Thompson, LLP with offices located at 450 Plaza Drive, P.O. Box F-1706, Binghamton, New York 13902, and will testify in accordance with his annexed report.

Dated: July 2, 2008

  
Kevin F. McDonough  
McDonough & Artz, P.C.  
Southern District Bar No.: KM7264

TO: David A. Kaminsky & Associates, P.C.  
Attention: James English, Esq.  
Attorneys for Defendants and Counterclaimants  
325 Broadway, Suite 504  
New York, NY 10007  
(212) 571-1227